

**UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF OHIO  
EASTERN DIVISION**

**JOHN FRESHWATER, et al.,  
Plaintiffs,**

**v.**

**MOUNT VERNON CITY SCHOOL  
DISTRICT BOARD OF EDUCATION, et al.,  
Defendants.**

**Case No.: 2:09-cv-464  
JUDGE GREGORY L. FROST  
Magistrate Judge Norah McCann King**

**ORDER**

This matter is before the Court on Defendant Mount Vernon City School District Board of Education's Motion to Seal Documents 37 and 37-1 through 37-9 Pending an In Camera Inspection by this Court. (Doc. # 38.) In that motion, Defendants argue that Plaintiffs have attached to their memorandum in opposition to Defendants' motion for sanctions documents that are confidential and that are inadmissible under Rule 408 of the Federal Rules of Evidence. Defendants request that this Court immediately seal those documents and that the Court view them in camera to determine whether they are admissible under Rule 408. The Court **GRANTS** Defendants' request to seal the documents. The Clerk is **DIRECTED** to seal Documents 37 and 37-1 through 37-9.

With regard to Defendants' request as to the admissibility of those documents, Plaintiff may file a memorandum in opposition to that request by October 1, 2009. The non-oral hearing on that portion of Defendants' motion is set for October 2, 2009.

**IT IS SO ORDERED.**

/s/ Gregory L. Frost  
GREGORY L. FROST  
UNITED STATES DISTRICT JUDGE